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10/680,400	10/07/2003	Lakshmi Narayanan	14846-28	5811

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EXAMINER

JACKSON, JENISE E

ART UNIT	PAPER NUMBER
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2131

MAIL DATE	DELIVERY MODE
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06/28/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/680,400	Applicant(s) NARAYANAN, LAKSHMI	
	Examiner Jenise E. Jackson	Art Unit 2131	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 09 April 2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-12 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-12 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Claim Rejections - 35 USC § 112

1. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

2. Claim 12 is rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the enablement requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention. Claim 12 limitations, “recording keystrokes while accessing the account in a duplicate log file; determining whether the duplicate log file is tampered with; deleting the duplicate log file responsive to a determination that the log file has not been tampered with; terminating the login and transmitting the duplicate file in response to determining that the log file is tampered with”, are not disclosed in the specification to enable one skilled in the art to make or use the invention. On page 9 of specification, discloses the keystrokes are logged to a duplicate file. If the user attempts to tamper with the log file, the duplicate file is still available for managers to take action. The tampering of the log file is disclosed, but not of a duplicate log file. The duplicate log file is merely a duplicate file of the log file according to the specification.

3. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

4. Claim 12 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as

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the invention. Claim 12, contains new matter that is not described in the specification. Claim 12 limitations, "recording keystrokes while accessing the account in a duplicate log file; determining whether the duplicate log file is tampered with; deleting the duplicate log file responsive to a determination that the log file has not been tampered with; terminating the login and transmitting the duplicate file in response to determining that the log file is tampered with", are not disclosed in the specification to enable one skilled in the art to make or use the invention. On page 9 of specification, discloses the keystrokes are logged to a duplicate file. If the user attempts to tamper with the log file, the duplicate file is still available for managers to take action. The tampering of the log file is disclosed, but not of a duplicate log file. The duplicate log file is merely a duplicate file of the log file according to the specification. The Applicant cannot amend the specification to contain these limitations. These limitations are required to be cancelled.

Claim Rejections - 35 USC § 103

5. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 1-12 are rejected under 35 U.S.C. 103(a) as being unpatentable over Reiners et al(2004/0148259) in view of Shaw(20040068559).

7. As per claims 1, 11, Reiners et al. discloses a method for effecting controlled access to a privileged account on a computer system[0020] logging into an account with a user id and an

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account name[0034]; determining whether the account name is in a list of privileged account names and allowing access to the account if the account name is not in the privileged account list; determining whether the user id is in a list of user ids having permission to access privileged accounts and allowing access to the account if the user id is in the list of user ids having permission to access privileged accounts[0109]; recording a reason for accessing the account[0020, 0021]; notifying a manager of the privileged account of the login[0034]; terminating the login; and notifying the manager of the privileged account of the login termination[0116]. Reiners does not disclose recording keystrokes in a log file while logged into the account. Shaw discloses recording keystrokes in a log file[0009, 0024]. It would have been obvious to one of ordinary skill in the art at the time of the invention to include Shaw's recording keystrokes in a log file, with Reiners method of providing access control to account holder's such as internet banking accounts, the motivation to include recording keystrokes in a log file is that recording keystrokes is a security measure for detecting unauthorized computer usage, by monitoring users Internet activities[0007 of Shaw]. This method of Shaw is an efficient security measure for ensuring that banking account of Reiners are monitored for illegal activity.

8. As per claim 2, Shaw discloses determining whether the log file[0029-0030] is tampered with; and terminating the login in response to determining that the log file is tampered with[0009]. It would have been obvious to include the terminating of the log file of Shaw with Reiners, Shaw discloses the log file contains all internet activity of a user, the motivation to terminate the log file if tampering is detected, is that terminating the file based upon tampering is an efficient method of deleting the file from corruption.

9. Same Motivation as claim 2 above. As per claim 3, Shaw discloses denying write permission to the log file after the step of terminating the login[0009].

10. As per claim 4, Shaw discloses recording keystrokes while accessing the account in a duplicate log file[0009, 0024]. It would have been obvious to one of ordinary skill in the art at the time of the invention to include Shaw's recording keystrokes in a log file, with Reiners method of providing access control to account holder's such as internet banking accounts, the motivation to include recording keystrokes in a log file is that recording keystrokes is a security measure for detecting unauthorized computer usage, by monitoring users Internet activities[0007 of Shaw]. This method of Shaw is an efficient security measure for ensuring that banking account of Reiners are monitored for illegal activity.

11. As per claim 5, Shaw discloses determining whether the log file is tampered with; terminating the login and transmitting the duplicate file in response to determining that the log file is tampered with[0009, 0029-0030]. It would have been obvious to include the terminating of the log file of Shaw with Reiners, Shaw discloses the log file contains all internet activity of a user, the motivation to terminate the log file if tampering is detected, is that terminating the file based upon tampering is an efficient method of deleting the file from corruption.

12. As per claim 6, Reiners discloses an account manager[0034]. Reiners does not disclose a log file. Shaw discloses a log file[see fig. 5 sheet 5]. It would have been obvious to one of ordinary skill in the art at the time of the invention to transmit the log file of Shaw to Reiners account manager, because the log file records all internet activity[0007], thus transmitting the log file to the account manager of Reiners insures that the account manager has a record of all internet activity of a user in a file.

13. As per claim 7, Reiners discloses entering a password in order to access the privileged account[0034]; determining whether the password associated with the user id matches the entered password; and permitting access only if the password associated with the user id matches the entered password[0109].

14. As per claim 8, Reiners discloses notifying the manager of the privileged account if the login is not successful[0143].

15. Same Motivation as claim 5 above. As per claim 9, Shaw discloses compressing the log file after terminating the login[0020, 0029-0030].

16. As per claim 10, Shaw discloses recording keystrokes while accessing the account in a duplicate log file; deleting the duplicate log file responsive to a determination that the log file has not been tampered with[0009, 0029-0030]. It would have been obvious to include the terminating of the log file of Shaw with Reiners, Shaw discloses the log file contains all internet activity of a user, the motivation to terminate the log file if tampering is detected, is that terminating the file based upon tampering is an efficient method of deleting the file from corruption.

17. As per claim 12, recites limitations already address(see claim 1). Also, claim 12, Reiners discloses determining whether the log file is tampered with; terminating the login in response to determining that the log file is tampered with; denying write permission to the log file after the step of terminating the login in response to determining that the log file is tampered with; notifying the manager of the privileged account if the login if not successful via an email[0123, 0166]; compressing the log file, is obvious because the by using compression the file will conserve space.

Response to Amendment

18. A non-final rejection was mailed out on 1/11/07, rejecting claims 1-10 Reiners in view of Shaw. The Applicant has submitted a reply to the non-final action on 4/9/07. In Applicant's reply claims 1 and 7 have been amended, and claims 11-12 have been added. Therefore, claims 1-12 are pending.

19. The Applicant states that Reiners does not disclose receiving a login into an account with a user id and an account name. The Examiner disagrees with the Applicant. Reiners discloses the system may include an authentication facility for authenticating the identity or capacity of the bank account holder before permitting the account holder access to the account holder interface[0020]. The authentication facility requires the account holder to enter a username and password, thereby to login to the account administrative server[0034]. A specific account, which includes an account name is linked to a username and password, such that when a user logs in to the account administrative server to access the users account, that specific account is linked to a specific username and password[0102, 0103].

20. The Applicant states that Reiners does not disclose prompting for a reason for accessing the account nor recording a reason for accessing the account. The Examiner disagrees with the Applicant. Reiners discloses the authentication process thorough the account administration server includes the account holder logging onto the Internet, from the computer. The account holder then accesses a website or webpage hosted by the web server of the account administrative server, and requests the account details of the online bank account[0109]. Thus, the reason for accessing the account, is to get the account details of the online bank account.

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21. Reiners does disclose recording a reason for accessing the account, because the account holder interface may include a transaction notes input facility, for allowing an account holder to input notes. The notes may be in relation to a transaction. Thus, the transactions may be documented. These transaction notes may be recorded as part of the transaction record or statement[0022].

Final Rejection

22. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jenise E. Jackson whose telephone number is (571) 272-3791. The examiner can normally be reached on M-Th (6:00 a.m. - 3:30 p.m.) alternate Friday's.

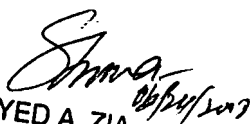
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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ayaz Sheikh can be reached on (571) 272-3795. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



June 24, 2007



SYED A. ZIA
PRIMARY EXAMINER